App. F. IX-4

1929-30 (L.B.)

File No. 114-29

Serial Nos. 7, 9 & 10

Previous References
L.B 25-26-36
M.L 207-27-14.

Later References
L.B 194-32-1
L.B 34-33 & 17 & 23, 29, 33, 35, 38 & 39.
& 2.38.1-2
L.B 53-43 (50.)
L.B 53-43 (85, 86)

General and Revenue Secretariat.

Serial Nos. 3

Part B for June 1930

SUBJECT

The question - whether ex-officio members may or may not vote at the election of Presidents and Vice-Presidents of District Boards.

Ol: 9. Govt order no: L 8665-72 dt 28-5-30.

To The Deputy Commissioners of districts for communicating to the offi: members.

Persons nominated as official members nominated to the District Board shall not vote at the election of Presidents and Vice Presidents.

23-6-30.

General and Revenue/ Secretariat. KB File No. 114 of 1929

Serial No.

7

Petition dt 29-4-30 from the Elected Members of the Kolar DB Board. Prays that ex officio Members of the DB Board should not be allowed to vote at the election of Presidents & Vice Presidents to Dist Boards.

1. The petitioners request that the Official Members may not be allowed to vote while electing the President and Vice President to the District Board. The reason urged is that the old honorary Office-bearers will have influence with the nominated ex-Officio members who are already known to them. ~~Their idea to place them on the by Official members which is proposed is~~ A Member of a District Board whether an Official or non-Official is entitled to vote on any subject that comes before the Board unless the Statute prohibits his voting in any particular case. Sec. 29 (2) (f) of the Act Bom Reg requires that all questions

NOTE—Contn. sheet.

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

General and Revenue Secretariat

Requisition for papers

Section LB

A

B

Filed

Deposit No.

File No. 82-38

Serial No. 2

To be put up Diary No. 4995 of 19 43

Signature

Branch L.B.S.

Section LB.

Date 18/2/44

WD 03702—GPB—750 books of 100 pp. each—16-10-39

App. F. III—2]

General and Revenue Secretariat. | File No. 114 of 1929.

Serial No.

shall be decided by a majority of the votes of the members present & voting and clauses (g) & (h) prescribe the circumstances under which members are not permitted to vote. The election of the President does not come within the purview of the sub clauses referred to above & Official members should be within their rights to give their vote in the matter of election of the President & the Vice-President.

2) In this connection, kind reference is invited to para 7 of the notes in L. B. File 25-26. Under the old rules, Govt. Servants were not permitted to vote. At the second reading of the District Boards Bill, it was proposed to incorporate this provision in the Regulation itself but it was vetoed. The President of the Legislative Council stated that it would be a mistake to deprive the Govt. Officers of the right of voting in Legislative

NOTE—Contn. sheet.

VD 066—GPB—30,000—26-7-29

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App. F. III—2]

General and Revenue Secretariat. | File No. 464 of 1929

Serial No.

74 X

In view of the opinion of the Legislative Council in the matter the old restriction was removed in the new rules issued in January 1927

3) In order that a President who has once held office should not be eligible for election to the same office at the succeeding election, action is being taken to amend the District Board Regulation. If this is approved the provisions of the petitioners that the old office-bearers will have undue influence will also vanish.

4) Submd. for orders.

MM 7-5-30

5 The petitioners may perhaps be informed that as mentioned by them the rules do not prohibit the first servants from voting at election of Overseers & Dist Bd and Govt do not see reason to amend the rules as prayed for by them as the new rules were passed after due consideration.

6 (Mr. Leary) MJS 8/5

4708 8/5

NOTE—Contn. sheet.

General and Revenue Secretariat | B File No. 114 of 192 9

Serial No.

6 I beg to put up for orders the question whether official members of Local bodies should be permitted to take part in the election of Presidents and Vice-Presidents of such bodies.

7 The practice originally seems to have been for official members to record their votes at these elections. But as a result of representations made in the year 1922 official members were debarred from voting at elections of Presidents and Vice-Presidents. When however, the Local Boards' Regulation was replaced by the District Boards' Regulation of 1926, this restriction was not specifically continued. This was pointed to the Government and a request was made that the restriction should be continued in the Regulation. But the then Dewan suggested that it was rather undesirable to make provision for the restriction in the Regulation and that the result could be equally achieved by other means. No action appears however to have been taken in the matter and the result is that official members are at present eligible to vote at elections for Presidents and Vice Presidents [except in the case of the cities of Bangalore and Mysore to which different rules apply.]

8 It seems to me that the practice obtaining in the case of city municipalities should be extended to all local bodies. [illegible] Popular opinion is against the exercise of [illegible] by official members. It is also undesirable in public interests. If this is approved a Government Order will be put up.

Fl. 'B' Ml. 131-22-Sls. 1 & 2

Ml 92-22 sl 1 H Q.

P347. l.c. proc. Feb 1926.

M. 69-22 sl 19 H. W.

Note—Contn. Sheet

WD 066—GPB—30,000—26-7-29

15

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App. F. III—2]

'General and Revenue Secretariat. L. B File No. 114 of 192 9

Serial No.

11 For perusal Hon'ble Secretary

RG 16/5/30.

First Member

Third Member thro

Ch. Leg.

11264/28/5

5014/24/5

7029/24/5

12

Draft G.O. enclosed

24/5.

14

Revised draft submitted as directed

26/5

15 For perusal before issue (The Qn of introducing this in the case of municipalities will be separately considered)

8870/28/5

NOTE—Contn. sheet.

WD 066—GPB—30,000—26-7-29

26/5/30

16

General and Revenue Secretariat | L.P.D. File No. 114 of 1929

Serial No.

9 To, The Deputy Commrs of Districts
No. L 8665-72 d 28.5.30
Directs that official members nominated to the Dist Bds should not vote at the election of Presidents and Vice Presidents.
D.O. No. 233 d 28.5.30 from Mr. M.V. Ramaswamy, D.C. Kadiri
Enquires whether the D.C. Can vote at the election of the non-official President.
1). ~~The~~ Draft in accordance with the opinion of the Law Secretary as is submitted
DS 29/5/30
2). Type the Dft as revised & put up
MD 29/5
3).
Typed & sent out
RR 29/5
(Consulted Law Dy.)
Rg. 29/5/30
4). FS (Submitted)
MS 29/5
5). 3rd Member to pursue
Rg 29/5/30
6). Dy Comrs of Dists no L 8677-84 Dy 29.5.30. States that the prohibition to vote does not apply to the Dy Comr presiding at the meeting of the Dist Board for election of Presidents

Note:—Contn. Sheet

WD 01684—GPB—30,000—29-4-29

General and Revenue Secretariat | LB File No. 114 of 1929

Serial No.

21. Received after issue for Subm. to Govt. in m.

22/ 3rd Reminder 30/5

23/ 31/5/30

24/ RB 31/7/30

B. I. SECTT.
GE. 2/6
4 JUNE 1930
LB G. BRANCH.

JUNE 31/5

WD 01684—GPB—30,000—20-4-29

SEN 5'73 57 CTN 20 ans
22 MAY 1957
I. S. G. BRANCH

The General Secretar
Bangalore

Dear Sir

I shall be highly
obliged if you will
let me know if the
E. C. members
the district board h
the right of voting
in connection with
election of the Pres
and Vice-Presidents

Where is the draft
January 19.
expected.
RC
11/1/57
The file is still under
circulation. Will you
kindly do the needful yesterday
11/1

Bmc Is there any doubt
entertained in the matter
request you to issue
clear in Shuchan Commissary
in the matter
to the election of
the President & Vice
President of our
Union is fixed to take
place on 2 June &
Require you to send
reply thereon in the matter
as early as
Thanks &
yours sincerely

(9

ಕ'363
2
ದ'5'30

By Regd Post:-
25.

Regd.

To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore.

L.B.114-29-7

Sir,

We, the elected members of the Reconstituted District Board of Kolar beg most respectfully to lay before you the follow-ing few lines for your kind consideration and favouable orders.

Now that the elections of the Reconstituted Board are over and we meet for the first time to elect a President and a Vice-President respectively to the Board in the month of June.

We hear that 4 officers are to be nominated as Ex-Officio Members of the Board in addition to the Non Official members to be nominated.

The rules relating to the elections of President and Vice President respectively are silent on the point of exer-sing the right of voting by ex-officio officers.

If the officers are allowed to vote it would be a hopeless thing for a new member to seek election to the office of the President or Vice President as the old honorary office bearers will have influence with the nominated Ex-Officio Members who are already kbown to them.

Hence we humbly pray that the procedure laid down in the conduct of elections to the Municipal Presidents and Vice-Presidents excluding officers from voting be adopted in the elections of office bearers of the reconstituted Board.

We beg to remain, Sir,
Your most obedient servants,

Kolar,
Date 29-4-1930.

Elected Members of the Board,
Kolar.

(12)

Proceedings of the Government of H. H.
the Maharaja of Mysore.

Order No. L 8665-72/L.B 114-29-9.
dy 28.5-30.

Government are pleased to direct that official members nominated to the District Boards should not ~~take part~~ vote at the election of Presidents and Vice-Presidents in future.

RB 16/5/30

Genl. Secy to Govt.

To

dy 26/5/30

The Deputy Commissioners of Districts
for communication to the Official
members concerned.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read:--

Order No. L.8665-72/L.B. 114-29-9.

Bangalore, dated the 28th May 1930.

Government are pleased to direct that official members nominated to the District Boards should not vote at the election of Presidents and Vice-Presidents in future.

For General Secretary to Government.

To

The Deputy Commissioners of Districts for communication to the Official members concerned.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read

Order No. L.R.S.9-12/B.E. 114-15-2.

Bangalore, dated the 29th May 1930.

Government are pleased to direct that nominated members
mentioned to the Mysore Legislative Council may not vote at the election of
Representative and Vice-Presidents in future.

By Order &c.,
Chief Secretary to Government.

To

The Deputy Commissioners of Districts in Executive Session to Communicate
official members concerned.

D.O. No. [illegible]

OFFICE OF THE DEPUTY COMMISSIONER,
KADUR DISTRICT.

Chikmagalur, dated 28th May 1930.

Dear Sir,

Adverting to your D.O. letter No. L.8352-9 dated the 16th instant regarding the dates for the election of the non-official President of the District Board after its reconstitution from 1st June 1930, I write to intimate that I have fixed the 2nd June for the purpose and in accordance with para (2) of Section 17 of the District Board Regulation, the Deputy Commissioner has to preside over the meeting. In this connection I request you to kindly let me know if the Deputy Commissioner can vote at the election of the non-official President as he will be an additional member of the Board as per Section 17 of the Regulation.

The favour of an immediate reply is requested as the election takes place on the 2nd June 1930.

Yours sincerely,

[signature]

To

R. Ranga Rao, Esquire, B.A., B.L.,
General Secretary to Government of Mysore,
Bangalore.

12

To

L 8674-84
L no 114-29-10
d 29.5.30

The Deputy Commissioners of
Districts.

Sir,

With 4 Cs

In continuation of G.O. No. L.8665-72/L.B. 114-29-9, dated 28th May 1930, -- directing that official members nominated to the District Boards should not vote at the election of Presidents and Vice Presidents, I am directed to state that the order does not apply to the Deputy Commissioner presiding at the meeting of the District Board under the provisions of Section 17(2) of the Mysore ~~District~~ District Boards' Regulation.

I have etc.,

RG

W/29/5 Gen. Secy. to Govt.

Memo No. L 8685 d 29.5.30

Copy of the above is forwarded with compliments to the Deputy Commissioner, Kadur with reference to his D.O. 232/29-30, dated 28th May 1930.

By Order,

RG 29/5

W/29/5 Gen. Secy. to Govt